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NATIONAL RAILROAD PASSENGER
CORPORATION dba AMTRAK and JOE DEELY

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOHN EARL CAMPBELL,

Plaintiff,

v.

NATIONAL RAILROAD PASSENGER
CORPORATION dba AMTRAK, JOE DEELY,
and DOES 1-15, inclusive,

Defendants.

Case No. C05-05434 MJJ

**SUPPLEMENTAL DECLARATION OF
CARA CHING-SENAHA IN SUPPORT
OF DEFENDANTS' NATIONAL
RAILROAD PASSENGER
CORPORATION'S AND JOE DEELY'S
MOTION FOR SUMMARY
JUDGMENT, OR IN THE
ALTERNATIVE, SUMMARY
ADJUDICATION**

Date: May 22, 2007
Time: 9:30 a.m.
Courtroom: 11
Floor: 19
Judge: The Hon. Martin J. Jenkins

Complaint Filed: 12/30/05
FAC Filed: 2/23/06
Trial Date: 7/23/2007

[Fed.R.Civ.Proc. 56]

I, Cara Ching-Senaha, declare on the basis of personal knowledge:

1. I am an attorney with the law firm of Jackson Lewis LLP, counsel of record for Defendants NATIONAL RAILROAD PASSENGER CORPORATION dba AMTRAK and JOE DEELY. I am licensed to practice law in the above-referenced district court. I make the following statements based on personal knowledge.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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JOHN EARL CAMPBELL,
Plaintiff,

vs.

NATIONAL RAILROAD PASSENGER
CORPORATION dba AMTRAK, JOE
DEELY and DOES 1 through 15
inclusive,

Defendants.

No. C05-05434 MJJ

CERTIFIED COPY

JG Jane GROSSMAN
RS REPORTING Services

DEPOSITION OF JOHN EARL CAMPBELL

February 26, 2007

Taken by SHARON TRUJILLO

CSR No. 6120

JANE GROSSMAN REPORTING SERVICES
1939 Harrison Street, Suite 460
Oakland, California 94612
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DEPOSITION OF JOHN EARL CAMPBELL

1 post all open positions?

12:14:14

2 A. Correct.

3 Q. And did you routinely look at that board?

4 A. Yes.

5 Q. Okay. Were you -- did you -- well, let me ask

12:14:19

6 this: Did you ever apply for a position, Mr. Campbell,

7 outside of the Oakland site?

8 A. No.

9 Q. Is it fair to say that you weren't interested

10 in a position outside of the Oakland site?

12:14:34

11 MS. PRICE: Objection. Vague; overbroad;

12 vague as to time.

13 THE WITNESS: Correct.

14 MS. MAYLIN: Q. And why is that?

15 A. My mom was handicapped, and I needed to stay

12:14:44

16 close to home.

17 Q. Okay. All right. So your -- the -- on the

18 extra boards for approximately a year?

19 A. Yes.

20 Q. Okay. After that time, how did your position

12:15:04

21 change?

22 A. I had enough seniority to basically hold any

23 position I wanted.

24 Q. "Any position" meaning what?

25 A. I -- I could bid on any position out of the

12:15:17